

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

SOUTHERN WINE & SPIRITS OF)
AMERICA, INC., a Florida)
corporation, SOUTHERN WINE &)
SPIRITS OF NEBRASKA, INC., a)
Florida Corporation, HARVEY)
R. CHAPLIN, WAYNE E. CHAPLIN,)
and STEVEN R. BECKER,)

Plaintiffs,)

4:07CV3244

v.)

DAVID HEINEMAN, in his)
official capacity as Governor)
of the State of Nebraska, JON)
BRUNING, in his official)
capacity as Attorney General)
of the State of Nebraska,)
NEBRASKA LIQUOR CONTROL)
COMMISSION, ROBERT LOGSDON,)
in his official capacity as a)
member of the Nebraska Liquor)
Control Commission, PAT)
THOMAS, in his official)
capacity as a member of the)
Nebraska Liquor Control)
Commission, and RHONDA)
FLOWER, in her official)
capacity as a member of the)
Nebraska Liquor Control)
Commission,)

Defendants.)

ORDER

IT IS ORDERED:

Defendants' motion, filing 37, to withdraw their motion to dismiss and for time to answer is granted, and

1. Defendants' motion to dismiss, filing 13, is withdrawn.
2. Defendants are given to December 21, 2007 to file their answer to plaintiff's complaint.

DATED this 10th day of December, 2007.

BY THE COURT:

s/ *David L. Piester*

David L. Piester
United States Magistrate Judge